

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

NOV 13 2007

In re application of: Nemawarkar et al.

Attorney Docket No.: NWISP042

Application No.: 10/635,744

Examiner: Phuoc H. Nguyen

Filed: August 5, 2003

Group: 2143

Title: COMMUNICATION BETWEEN AND
WITHIN MULTI-PROCESSOR CLUSTERS OF
MULTI-CLUSTER COMPUTER SYSTEMS.

Confirmation No.: 9662

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to the U.S. Patent and Trademark Office, at facsimile telephone number (571) 273-8300 on November 12, 2007.

Signed:



Valerie Olsen

**TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321
TO OBVIATE AN OBVIOUSNESS-TYPE
DOUBLE PATENTING REJECTION**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The owner(s), Newisys, Inc., of the entire interest in the above-identified application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154 to 156 and §173 as to claims 16-25 of prior United States Patent No. 7,117,419 and as to claims 15-25 of prior United States Patent No. 7,103,823 (hereafter "the prior patents") as presently shortened by any terminal disclaimer. The owner(s) hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 to 156 and §173 of the prior patents, as

presently shortened by any terminal disclaimer, in the event that the prior patents later expire for failure to pay a maintenance fee, are held unenforceable, have the above-referenced claims found invalid by a court of competent jurisdiction, are statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, have the above-referenced claims canceled by a reexamination certificate or reissue proceedings, or are in any manner terminated prior to the expiration of their full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record.

If the required fees are not enclosed or additional fees are required to facilitate filing of this paper, please charge such fees or credit any overpayment to Deposit Account No. 500388 (Order No. NWISP042).

Respectfully submitted,
BEYER WEAWER LLP


Roger S. Sampson
Registration No. 44,314

P.O. Box 70250
Oakland, CA 94612-0250
(510) 663-1100